

SEP 18 2013

JULIA C. [Signature], CLERK
BY: [Signature]
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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

ABDUL HAMZA WALI MUHAMMAD,)	CASE NO. 7:13CV00389
)	
Plaintiff,)	
)	FINAL ORDER
v.)	
)	
VICKI PHIPPS, <u>ET AL.</u> ,)	By: Glen E. Conrad
)	Chief United States District Judge
Defendant(s).)	

In accordance with the accompanying memorandum opinion, it is hereby

ADJUDGED AND ORDERED

as follows:

1. Plaintiff's motion to compel (ECF No. 6) a nondefendant prison employee to provide plaintiff with his inmate account report is **DENIED** as moot, as the account report was timely filed;
2. Plaintiff's motion to amend (ECF No. 12) is **DENIED** to the extent that it seeks to add new claims that new defendants failed to protect plaintiff from an inmate assault, but is **GRANTED** to the extent that it adds additional allegations about plaintiff's medical condition and care;
3. This civil action, alleging denial of adequate medical care, is **DISMISSED** without prejudice, pursuant to 28 U.S.C. § 1915A(b)(1), for failure to state a claim, and his motion for summary judgment (ECF No. 11) is **DENIED**;
4. Plaintiff's motion for preliminary injunctive relief (ECF No. 13) is **DENIED**; and
5. This action is stricken from the active docket of the court.

ENTER: This 18th day of September, 2013.



Chief United States District Judge